

IDAPA 16 - DEPARTMENT OF HEALTH AND WELFARE

16.06.02 - RULES GOVERNING STANDARDS FOR CHILD CARE LICENSING

DOCKET NO. 16-0602-0801

NOTICE OF INTENT TO PROMULGATE RULES - NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Sections 39-1111, 39-1213, 56-1003, and 56-1005, Idaho Code.

MEETING SCHEDULE: A public meeting on this negotiated rulemaking will be held as follows:

Thursday - June 12, 2008 - 1:00 - 3:00 p.m.

**Department of Health & Welfare
Pete T. Cenarrusa Building - Rm. 7-A
450 West State Street, Boise, ID**

METHOD OF PARTICIPATION: Persons wishing to participate in this formal negotiated rulemaking must do at least one of the following:

1. Attend the negotiated rulemaking and participate in the negotiation process;
2. Provide oral or written recommendations, or both, at the negotiated rulemaking; or
3. Submit written recommendations and comments to the address below.

DESCRIPTIVE SUMMARY: The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principle issues involved:

The Legislature has given the Department and the Board of Health and Welfare the responsibility to provide substitute parental care in the event of absence, temporary or permanent inability of parents to provide care and protection for their children. Among the services used to provide such care are Children's Residential Care Facilities; Children's Therapeutic Outdoor Programs; and Child Care Agencies. These rules set standards for licensing child care facilities ensuring the safety and well being of youth. The rules are now being reviewed and revised to assure they are both up to date and enforceable. The negotiated rule meetings will include the following areas of concern:

1. Rules specific to client and staff record requirements;
2. Rules specific to service plans;
3. Rules specific to fire safety and to hazardous toxins;
4. Rules specific to strip searches, non-violent physical intervention and mechanical restraints;
5. Rules specific to suspension, revocations and denial of licensure and appeal;
6. Rules specific to audits and tax returns;
7. Rules specific to Education, Maternity Care, and Transitional Living Programs;
8. Rules specific to building inspections;
9. Rules specific to expeditions; and
10. Rules specific to continued care.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING COPIES: For assistance on technical questions concerning this negotiated rulemaking, contact Brent Porges at (208) 334-5920. Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed to the undersigned and delivered on or before June 20, 2008.

DATED this 2nd day of May, 2008.

Sherri Kovach, Program Supervisor
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